5 RS. COURT FEE भारत INDIA पाँच रुपये FIVE RUPEES CANCELLED

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20 (4)

SINGLE BENCH

C.S.(0)

समक्ष माननीय उच्च न्यायालय छत्तीसगढ़ बिलासपुर

(रिट याचिका सिविल क्रमांक 2025/07~~06~~)

याचिकाकर्ता : — श्यामलाल आत्मज धजाराम

प्रतिवादी उम्र 30 साल, निवासी–बिलाईगढ़

(चन्दरपुर) तहसील–डभरा

जिला–जांजगीर–चांपा (छ0ग0)

F.R. No. 23926 Presented by Shri Manoj Chouhan dated 14/12/06

बनाम

उत्तरवादी :1 रामचन्द्र आत्मज ललित उम्र 19वर्ष

क्र.1,2 वादी जाति चौहान (गाड़ा) निवासी

क्रं.–3प्रतिवादी :2 सरोज कुमार आत्मज ललित उम्र 15वर्ष

जाति चौहान (गाड़ा) द्वारा बलीभाई

रामचन्द्र आ0 ललित उम्र 19वर्ष

निवासी ग्राम –बिलाईगढ़

:3 छत्तीसगढ़ शासन

द्वारा जिलाध्यक्ष जांजगीर–चांपा

RECEIVED-COPY 14/12/06 CLERK to A. G. BILASPUR

रिटयाचिका अंतर्गत अनुच्छेद 227 भारतीय संविधान

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(27)

मामला क्रमांक W.P.(PR) No. 7397/ **सन् 2006**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	08.02.2007 Shri Anand Kesarwani, counsel for the petitioner. Heard. The matter is listed on default as pointed out vide office note dated 19.12.2006. The default is condoned. Heard on admission. This petition is directed against the order dated 26.07.2006 passed by Civil Judge Class I, Sakti in Civil Suit No. 148-A/2004 whereby the application of the petitioner/defendant No.1 under Section 151 of the CPC for permission to file written statement belatedly has been allowed by imposition of cost of Rs. 1,000/-. The grievance of the petitioner is that the written statement could not be filed within the stipulated time due to some unavoidable circumstances and therefore the Court below ought to have permitted the petitioner to file written statement without imposing the costs. I have heard counsel for the petitioner. I have perused the impugned order. Having considered the facts and circumstances of the case, this Court is of the considered opinion that there is no illegality in the impugned order occasioning grave injustice or failure of justice to the parties, which calls for interference by this Court in exercise of jurisdiction vested under Article 227 of the Constitution of India. The petition is liable to be dismissed and is dismissed at admission stage itself. **Sd/-** **Dhirendra Mishra** **Judge**	

P.T.O.